

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Eric L. Barsness, et al.	:	Date: July 13, 2010
Group Art Unit:	2161	:	IBM Corporation
Examiner:	Cindy Nguyen	:	Intellectual Property Law
Serial No.:	10/824,054	:	Dept. 917, Bldg. 006-1
Filed:	April 14, 2004	:	3605 Highway 52 North
Title:	DYNAMICALLY MANAGING COMPUTER RESOURCES BASED ON VALUATIONS OF WORK ITEMS BEING PROCESSED	:	Rochester, MN 55901

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir or Madam:

**AMENDMENT AND STATEMENT REGARDING COMMON OWNERSHIP**

This paper is being filed in response to the final Office Action dated May 13, 2010. Please amend the above identified application as follows.

Docket No.: ROC920030052US1  
Serial No.: 10/824,054

**STATEMENT REGARDING COMMON OWNERSHIP**

Applicants make the following representation on the record: U.S. Patent Publication 2004/0221038 to Clarke et al. and the present application serial no. 10/824,054 were, at the time the invention of the present application serial no. 10/824,054 was made, owned by International Business Machines Corporation of Armonk, N.Y.<sup>1</sup>

The above representation is made to remove *Clarke* as a potential reference under 35 U.S.C. §103. See MPEP 706.02(1)(2)

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<sup>1</sup> Applicants make no representation as to whether their invention was made before or after the filing of the application for the *Clarke* patent.